IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 9TH JULY 2007 / 18TH ASHADHA 1929

Bail Appl..No. 4117 of 2007()

CMP.2860/2007 of J.M.F.C.,KASARAGOD
CRIME NO.31/07 OF KASARAGOD EXCISE RANGE

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PETITIONER/ACCUSED

P.VIJAYAKUMAR, S/O.VELAPPAN NAIR,
QUARTERS NO.VII- 245 OF
BADIADKA PANCHAYAT OWNED BY PERLADILAM
CHETAKKAL JUMA AT MOSQUE, PADY.

BY ADV. SRI.T.G.RAJENDRAN

RESPONDENTS: COMPLAINANT & STATE

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1. THE CIRCLE INSPECTOR,
EXCISE ENFORCEMENT AND ANTI NARCOTIC
SPECIAL SQUAD, KASARGODE.

2. STATE OF REP.BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.4117 of 2007

Dated this the 9th day of July 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 30 x 100 ml of arrack in packets. He was arrested and continues in custody from 22/6/2007. The petitioner has no criminal antecedents, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) He shall execute a bond for Rs. 25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007